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STONE CONROY

May 19, 2025

**Via ECF**

Honorable Evelyn Padin, U.S.D.J.  
United States District Court  
Martin Luther King Building & U.S. Courthouse  
50 Walnut Street  
Newark, New Jersey 07101

***Re: Novartis v. Novadoz et als.  
Civil Action No. 2:25-cv-00849-EP-JRA***

Dear Judge Padin:

We, along with our co-counsel at Daignault Iyer LLP and Jenner & Block LLP, represent Defendants Novadoz Pharmaceuticals LLC, MSN Pharmaceuticals Inc., and MSN Laboratories Private Limited (collectively, “MSN”) in the above matter. We write to provide the Court with a copy of the enclosed May 15, 2025 joint status update filed with the United States Court of Appeals for the Third Circuit in Case No. 25-1550.

We also write to emphasize the time-sensitive nature of the issues currently pending before the Court given the Court’s March 17, 2025 decision. Whatever the outcome of the parties’ related pending patent litigation, all patent barriers to MSN’s entry will end by July 16, 2025 at the latest. On that date, Plaintiffs’ pediatric exclusivity period will have expired, making it possible for FDA-approved generic versions of Entresto to enter the market. Thus, as of July 16, 2025 at the latest, the trade dress injunction entered in this matter (Doc. No. 32) will be the sole remaining injunction preventing MSN from launching its generic Entresto product, and may cause MSN to lose its first-mover advantage. We bring the above timeline to the Court’s attention consistent with MSN’s goal of having sufficient time before July 16, 2025 to complete appellate review or to seek an appellate stay of the Court’s March 17, 2025 decision.

Respectfully submitted,

/s/ Rebekah Conroy  
Rebekah Conroy

Encl.  
cc: Counsel of Record via ECF

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**No. 25-1550**

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**UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT**

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NOVARTIS AG; NOVARTIS PHARMACEUTICALS CORPORATION,

*Plaintiffs-Appellees,*

v.

NOVADOZ PHARMACEUTICALS LLC; MSN PHARMACEUTICALS INC.;  
MSN LABORATORIES PRIVATE LIMITED,

*Defendants-Appellants.*

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Appeal from the United States District Court for the District of New Jersey,  
No. 2:25-cv-00849, Hon. Evelyn Padin

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**JOINT STATUS REPORT**

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By Orders of April 15, 2025, this Court held this appeal “in abeyance pending the District Court’s decision on reconsideration of the order granting the preliminary injunction” and directed all parties to file a status report on May 15, 2025, and every 30 days thereafter. ECF11, ECF12. The parties jointly report that there have been no further developments in the District Court.

Dated: May 15, 2025

Respectfully submitted,

/s/ Adam G. Unikowsky

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## **CERTIFICATE OF COMPLIANCE AND BAR MEMBERSHIP**

The foregoing filing complies with the relevant type-volume limitations and typeface and type style requirements of the Federal Rules of Appellate Procedure because it has been prepared using a proportionally spaced typeface, including serifs, in 14-point Times New Roman font using Microsoft Word and includes 62 words, excluding the parts exempted by the Rules.

Pursuant to Local Appellate Rules 28.3(d) and 46.1(e), I certify that I am an active member in good standing of the Bar of the United States Court of Appeals for the Third Circuit.

Dated: May 15, 2025

/s/ Deanne E. Maynard

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Deanne E. Maynard

## **CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Third Circuit by using the CM/ECF system on May 15, 2025.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

Dated: May 15, 2025

/s/ Deanne E. Maynard

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Deanne E. Maynard